# **FACSIMILE TRANSMISSION**

# BELSHEIM LAW OFFICE

Patent Law

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TO: United States Patent and Trademark Office

Art Unit 3673

Attn: Examiner Singh, Sunil

FACSIMILE NUMBER: 703-872-9306

FROM: Stephen T Belsheim

DATE: January 5, 2005

RE: U.S. Application Serial No. 10/657,397

PAGES (including transmittal page): 13

**COMMENTS:** 

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JAN 0 5 2005

Practitioner's Docket No. $K-17$	75D	PATENT
IN THE UNITED STATES I	PATENT AND TRADEMARK OFF	IČE
In re application of Montomery, J	· ·	
Application No.: 10 /657,397 G	iroup No.: 3673 xaminer: Singh, Sunil	
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		ş
AMENDME	INT TRANSMITTAL	•
WARNING: Failure to file a complete respons term adjustment — See § 1.704(	e in compliance with § 1.135(c) leads to a rad c)(7).	uction in patent
1. Transmitted herewith is an amendo	nent for this application.	
	STAŢUS	
2. Applicant is		
a small entity. A statement:	•	
☐ is attached.	•	٠,
☐ was already filed.		
(When using Express Mail, the	ER 37 C.F.R. §§ 1.8(a) and 1.10*  Express Mail label number is mandatory;  certification is optional.)  his correspondence is being:	
	MAILING	
Geposited with the United States Postal Service Box 1450, Alexandria, VA 22313-1450	ce in an envelope addressed to Commissioner f	or Patents, P.O.
37 C.F.R. § 1.8(a)	37 C.F.R. § 1.10 *	• '
with sufficient postage as first class mail.	as "Express Mall Post Office to Address Mailing Label No.	isée" (mandatóry)
•	RANSMISSION	
XX (acsimile transmitted to the Patent and Trade	emark Offige, (703) 972 - 9306	
	Signature	
Pate: January 5, 2005	Rhonda L. Sanders	•
	(type or print name of person certifying)	<del></del>
* Only the date of filing (\$ 1.6) will be the date usen any certificate of mailing or transmission untimeliness, See § 1,703(f). Consider "Express Ma(\$ 1.6(d)) for the reply to be accorded the earlies	der § 1.8 continués to be taken into account ul Post Office to Addresses" (\$ 1.10) or footig	in determining

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NOTE: "Extension of Time in Patent Cases (Supplement Amendments) — If a timety and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to parmit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 C.F.R. § 1.645 for extensions of time in interference proceedings, and 37 C.F.R. § 1.550(c) for extensions of time in reexamination proceedings.

NOTE: 37 C.F.R. § 1,704(b) "... an applicant shall be deemed to have falled to engage in reasonable efforts to conclude processing or examination of an application for the cumulative total of any periods of time in excess of three months that are taken to reply to any notice or action by the Office making any rejection, objection, argument, or other request, measuring such three-month period from the date the notice or action was mailed or given to the applicant, in which case the period of adjustment set forth in § 1.703 shall be reduced by the number of days, if any, beginning on the day after the date that is three months after the date of malling or transmission of the Office communication notifying the applicant of the rejection, objection, argument, or other request and ending on the date the reply was filed. The period, or shortened statutory period, for reply that is set in the Office action or notice has no effect on the three-month period set forth in this paragraph."

 The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(complete (a) or (b), as applicable)

(a) Applicant petitions for an extension of time under 37 C.F.R. § 1.136
 (fees: 37 C.F.R. § 1.17(a)(1)-(4) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
one month	\$ 110.00	\$ 55.00
two months	\$ 420.00	\$ 210.00
three months	\$ 950.00	\$ 475.00
four months	\$ 1,480.00	\$ 740.00

Fee: \$\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

An extension for \_\_\_\_\_\_ months has already been secured. The fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the fotal months of extension now requested.

Extension fee due with this request \$\_\_\_\_\_

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b) XX Applicant believes that no extension of term is required. However, this is a conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

(Amendment Transmittal [9-19]--page 2 of 4)

#### FEE FOR CLAIMS

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PAGE 5/13 \* RCVD AT 1/5/2005 3:13:25 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/4 \* DNIS:8729306 \* CSID:6156620352 \* DURATION (mm-ss):04-36

### FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, shemonth period has explicate before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases, Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

6. XX If any additional extension and/or fee is required, charge Account No. 02-2267

#### AND/OR

If any additional fee for claims is required, charge Account No. 02-2267

SIGNATURE OF PRACTITIONER

Reg. No.: 28,688

Tel. No.: (615) 662-0100

Customer No.: 1400

Stephen T. Belsheim

(type or print name of practitioner)

179 Belle Forrest Cr. Ste. 102 P.O. Address

Nachville, TN 37221

(Amendment Transmittal [9-19]-page 4 of 4)

Practitioner's Docket No. K-1775D	PATENT
IN THE UNITED STATES PATENT AND TRADEMARK O	FFICE
In re application of Montomery, Jr.	
Application No.: 10 /657,397 Group No.: 3673 Filed: 09/08/2003 Examiner: Singh, Suni1 For: MANUALLY REPLACEABLE PROTECTIVE WEAR SLEEV	E
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	÷
AMENDMENT TRANSMITTAL	
WARNING: Failure to file a complete response in compliance with § 1.135(c) leads to a term adjustment — See § 1.704(c)(7).	reduction in patent
1. Transmitted herewith is an amendment for this application.	
STATUS	
2. Applicant is	
a small entity. A statement:	
is attached.	ŕ
☐ was already filed.	· ·
CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10° (When using Express Mail, the Express Mail label number is mandatory Express Mail certification is optional.)	<i>y:</i>
I hereby certify that, on the date shown below, this correspondence is being:	
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TRANSMISSION	•
XX facsimile transmitted to the Patent and Trademark Office, (703) 872 - 9306.	<del></del>
Signature	
Date: January 54: 2005 Rhonda L. Sanders	3
(type or print name of person certify	ring)
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Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness, See § 1.703(f). Consider Express Mail Post Office to Addressee (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Amendment Transmittal (9-19)-page 1 of 4)

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### EXTENSION OF TERM

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(Amendment Transmitts) (9-19)-page 2 of 4)

### FEE FOR CLAIMS

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PAGE 9/13 \* RCVD AT 1/5/2005 3:13:25 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/4 \* DNIS:8729306 \* CSID:6156620352 \* DURATION (mm-55):04:36

### FEE DEFICIENCY

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AND/OR

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Customer No.: 1400

Stephen T. Belsheim (type or print name of practitioner)

179 Belle Forrest Cr. Ste. 102

(Amendment Transmittal [9-19] - page 4 of 4)

PACE 10/13 \* RCVD AT 1/1/2005 3:13:25 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/4 \* DNIS:8729306 \* CSID:6156620352 \* DURATION (mm-ss):04-36

K-1775D **PATENT** 

IN THE UNITED STATES PATE	NT AND TRADEMARK OFFICE	RECEIVED CENTRAL FAX CENTEI
In the application of: Montgomery, Jr.	) ) GROUP ART UNIT 3673	JAN 0 5 2005
Serial No.10/657,397 Filed: September 8, 2003 For: MANUALLY REPLACEABLE PROTECTIVE WEAR SLEEVE	) Examiner: Singh, Sunil	
COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450		
CERTIFI  I certify that this corre	CATE OF TRANSMISSION spondence is, on the date shown b	pelow,

being transmitted by facsimile to the United States Patent and Trademark Office at facsimile telephone number 1-703-872-9306

Signature: Name of Person Certifying Rhonda L. Sanders

RESPONSE TO OFFICE ACTION OF DECEMBER 13, 2004 Sir:

# Introduction

This paper responds to the pending Office action mailed December 13, 2004. Applicant submits that entry of this paper will place the claims in form for allowance.